

123103

16519 U.S. PTO

PTO/SB/05 (11-00)

Approved for use through 07/31/06. OMB 0651-0032

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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123103

31353 U.S. PTO
10/749914

UTILITY PATENT APPLICATION TRANSMITTAL		<i>Attorney Docket No.</i>	00961-P0209C
		<i>First Inventor</i>	Nicholas V. Perricone, et al.
		<i>Title</i>	Stable Topical Drug Delivery Compositions
		<i>Express Mail Label No.</i>	EL550093180US

(Only for new nonprovisional applications under 37 CFR 1.53(b))

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents

1. Fee Transmittal Form (e.g., PTO/SB/17)
(Submit an original and a duplicate for fee processing)

2. Applicant claims small entity status
See 37 CFR 1.27.

3. Specification [Total Pages 16]
(preferred arrangement set forth below)

- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to sequence listing, a table, or a computer program listing appendix
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (*if filed*)
- Detailed Description
- Claims(s)
- Abstract of the Disclosure

4. Drawings(s) (35 USC 113) [Total Sheets 0]

5. Oath or Declaration [Total Sheets 2]

- a. Newly executed (original or copy)
- b. Copy from prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 18 completed)
- i. **DELETION OF INVENTOR(S)**
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6. Application Data Sheet. See 37 CFR 1.76

ADDRESS TO:
Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22314-1450

7. CD-ROM or CD-R in duplicate, large table or Computer Program (*Appendix*)

8. Nucleotide and/or Amino Acid Sequence Submission
(if applicable, all necessary)

- a. Computer Readable Form (CRF)

b.: Specification Sequence Listing on:

- i. CD-ROM or CD-R (2 copies); or
- ii. paper

- c. Statement verifying identity of above copies

ACCOMPANYING APPLICATION PARTS

9. Assignment Papers (cover sheet & document(s))

10. 37 CFR 3.73(b) Statement Power of Attorney
(when there is an assignee)

11. English Translation Document (*if applicable*)
Information Disclosure Statement (IDS)/PTO-1449

Copies of IDS Citations

13. Preliminary Amendment

14. Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)

15. Certified Copy of Priority Document(s)
(if foreign priority is claimed)

16. Nonpublication Request and Certification under 35 U.S.C. 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.

17. Other.....

18. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below and in the first sentence of the specification following the title, or in an Application Data Sheet under 37 CFR 1.76:

Continuation Divisional Continuation-in-part (CIP) of prior application No.: 10/488,632
of prior Application Priority claim to U.S. Provisional Application No. 60/437,271 Filed December 31, 2002

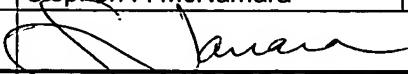
Prior application information: Examiner Group/Art Unit:

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

18. CORRESPONDENCE ADDRESS

Customer Number: 24126 OR Correspondence address below

Name	Stephen P. McNamara		
Address	St.Onge Steward Johnston & Reens LLC 986 Bedford Street		
City	Stamford	State	CT
Country	United States	Telephone	203 324-6155
Zip Code	06905-5619		
Fax	203 327-1096		

Name (Print/Type)	Stephen P. McNamara	Registration No. (Attorney/Agent)	32,745
Signature			Date 12/31/2003

This collection of information is required by 37 CFR 1.53(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 36 U.S.C. 122 ND 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Office, Patent and Trademark Office, Washington, DC 20231-1450.

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1651
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123103

FEE TRANSMITTAL for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision

 Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ 727.00)

Complete if Known	
Application No.	- Pending
Filing Date	December 31, 2003
First Named Inventor	Nicholas V. Perricone, et al.
Examiner Name	
Art Unit	
Attorney Docket Number	00961-P0209C SPM/HML

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Other None
 Deposit Account: order

Deposit Account Number

19-4516

Deposit Account Name

St.Onge Steward Johnston & Reens LLC

The Director is authorized to: (check all that apply)

- Charge fee(s) indicated below Credit any overpayments
 Charge any additional fees(s) during the pendency of this application
 Charge fees(s) indicated below, except for the filing fee to the above-identified deposit account

FEE CALCULATION

1. BASIC FILING FEE

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1101	770	2001	385	Utility filing fee	385.00
1002	340	2202	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	
SUBTOTAL (1)				(\$)	385.00

2. EXTRA CLAIMS FEES FOR UTILITY AND REISSUE

Total Claims	-20**	Extra Claims		Fee from below	Fee Paid
		19	X	18	
Independent Claims	3	=	3**	0	=
Multiple Dependent					

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee Code	Fee Description
1201	18	2202	9	Claims in excess of 20
1201	86	2201	43	Independent claims in excess of 3
1203	290	2203	145	Multiple dependent claims, if not paid
1204	86	2204	43	**Reissue independent claims over original patent
1205	18	2205	9	**Reissues claims in excess of 20 over original patent
SUBTOTAL (2)				(\$)
342.00				

** or number previously paid, if greater; For Reissues, see above

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Description		Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1051	130	2051	65	Surcharge - late filing for or oath
1052	50	2052	25	Surcharge - late provisional filing or cover sheet
1053	130	1053	130	Non-English specification
1812	2,520	1812	2,520	For filing a request for ex parte reexamination
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action
1251	110	2251	55	Extension for reply within first month
1252	40	2252	210	Extension for reply within second month
1253	950	2253	475	Extension for reply within third month
1254	1,450	2254	725	Extension for reply within fourth month
1255	1,970	2255	985	Extension for reply within fifth month
1401	330	2401	165	Notice of Appeal
1402	330	2402	165	Filing brief in support of an appeal
1403	290	2403	145	Request for oral hearing
1451	1,510	1451	1,510	Petition to institute a public use proceeding
1452	110	2452	55	Petition to revive - unavoidable
1453	1,330	2453	665	Petition to revive - unintentional
1501	1,330	2501	665	Utility issue fee (or reissue)
1502	480	2502	240	Design issue fee
1503	640	2503	320	Plant issue fee
1460	130	1460	130	Petitions to the Commissioner
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)
1806	180	1806	180	Submission of Information Disclosure Stmt
8021	40	8021	40	Recording each patent assignment per property (times number of properties)
1809	770	2809	385	Filing a submission after final rejection (37 CFR 1.129(a))
1810	770	2810	385	For each additional invention to be examined (37CFR 1.129(b))
1801	770	2801	385	Request for Continued Examination (RCE)
1802	900	1802	900	Request for expedited examination of a design application
Other fee (specify)				
*Reduced by Basic Filing Fee Paid				SUBTOTAL (3) (\$)
				0

** or number previously paid, if greater; For Reissues, see above

SUBMITTED BY			Complete (if applicable)	
Name (Print/Type)	St.Onge Steward Johnston & Reens LLC		Registration No (Attorney/Agent)	Telephone
Signature			32,745	203 324-6155
Date				12/31/2003

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Provide credit card information and authorization on PTO-2038

This collection of information is required by 37CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering of information, preparing and submitting the completed application form to the USPTO. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, Patent and Trademark Office, U.S. Department of Commerce; P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORM TO THIS ADDRESS. SEND TO: Commissioner for Patents; P.O. Box 1450; Alexandria, VA 22313-1450. If you need assistance in completing the form, call 8-800-PTO-9199 and select option 2